

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 7170 OF 2004

Office Notes, Office
Memoranda of Coram,
appearance, Court's
orders or directions
and Registrar's orders

Court's or Judge's
orders

Mr. N.V. Mhatre for
petitioners.

CORAM: B.H. MARLAPALLE, J.

05/04/2007.

P.C.:

. In view of the added
proviso to Section 115 of
C.P.C. the impugned order can
be challenged by filing a
Civil Revision Application
under the said Section and
when such a statutory remedy
is available, a writ petition
need not be entertained.

. Hence, the petition is
disposed with liberty to file
a Civil Revision Application
and if such an application is
filed within a period of four
weeks from today, the period
of pendency of this petition

shall be taken into consideration for condonation of delay, if any. Ad-interim relief granted earlier will continue for four weeks. Annexures be returned, if applied for.

(B.H. Marlapalle, J.)